

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

DYSON TECHNOLOGY LIMITED	)	
and DYSON, INC.,	)	
Plaintiffs,	)	
v.	)	Civil Action No. 05-434 GMS
	)	
MAYTAG CORPORATION,	)	REDACTED
Defendant.	)	VERSION
	)	

**DEFENDANT MAYTAG CORPORATION'S MOTION FOR LEAVE  
TO FILE A SECOND AMENDED ANSWER,  
AFFIRMATIVE DEFENSES AND SUPPLEMENTAL COUNTERCLAIMS**

NOW COMES Maytag Corporation ("Maytag"), through its undersigned counsel, pursuant to Rule 15 of the Federal Rules of Civil Procedure, and respectfully moves this Court for leave to file a Second Amended Answer, Affirmative Defenses and Supplemental Counterclaims. In support thereof, Maytag files the accompanying memorandum in support of its motion and the Affidavit of Josh Goldberg.

Pursuant to Local Rule 15.1, a copy of the proposed Amended Complaint is attached to this Motion as Exhibit 1, and a redlined version of the Amended Complaint is attached to this Motion as Exhibit 2.

Dated: November 28, 2006

Respectfully submitted,

MAYTAG CORPORATION

/s/ Francis DiGiovanni

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**STATEMENT PURSUANT TO LOCAL RULE 7.1.1**

I, Francis DiGiovanni, Esq., an attorney for plaintiff, hereby state that the parties attempted to reach an agreement on the matters set forth in Defendant Maytag Corporation's Motion For Leave To File A Second Amended Answer, Affirmative Defenses And Supplemental Counterclaims. Specifically, on November 27, 2006, Lisa J. Parker, Esq., counsel for Maytag, proposed the relief sought in this motion to Tamar Feder, Esq., counsel to Dyson, and Ms. Feder stated that Dyson would oppose the motion.

Date: November 28, 2006

/s/ Francis DiGiovanni  
Francis DiGiovanni (#3189)

**CERTIFICATE OF SERVICE**

I, Francis DiGiovanni, hereby certify that on November 28, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

C. Barr Flinn  
John W. Shaw  
Young Conaway Stargatt & Taylor LLP  
The Brandywine Building  
1000 West Street, 17th Floor  
Wilmington, Delaware 19801

I further certify that on November 28, 2006, I caused a copy of the foregoing document to be served by hand delivery and e-mail on the above-listed counsel of record, and by e-mail and first class mail on the following counsel of record:

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/s/ Francis DiGiovanni  
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